



IFaJ

3624

The Application of:		Date:
BARRY, Gerard J.		5 Feb. 2007
Serial Number:		Group Art Unit: 3624
Filed: 11 July 2000		Examiner: COLBERT, Ella
Title: "Dynamic Currency Conversion of Card Payment Systems"		Attorney Docket No: 2270-010

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450 on: 5 February 2007.

Signature

5 February 2007

Date of Signature

LITIGATION AND INFORMATION DISCLOSURE

STATEMENT PURSUANT TO 37 C.F.R. §1.56 and MPEP 2001.06(c)

02/08/2007 HDESTA1 00000024 09613679

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Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. § 1.56 and MPEP 2001.06(c), the litigation document and the attached Information Disclosure Statement (IDS) Form are being brought to the attention of the Examiner for consideration in connection with the above-

LITIGATION AND INFORMATION DISCLOSURE STATEMENT

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identified patent application. A copy of the cited document is enclosed.

The filing of this Litigation and Information Disclosure Statement shall not be construed to be an admission that the information cited in this statement is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

It is respectfully requested that the Examiner indicate consideration of the cited reference by returning a copy of the attached IDS form with initials or other appropriate marks.

The above-listed U.S. patent application claims priority to Irish patent application S990584, filed 12 July 1999. Irish patent application S990584 also serves as a priority document for WO 01/04846, which has been converted into a national application in Singapore, now Singapore Patent No. 86,037. Singapore Patent No. 86,037 has been the subject of litigation in the High Court of the Republic of Singapore. The Litigation document enclosed herewith is the Judgment handed down by the High Court of the Republic of Singapore on 21 December 2006. This Judgment concludes, among other things, that Singapore Patent No. 86,037 is valid over allegations of a lack of novelty and the lack of an inventive step. This Judgment also addresses a variety of alleged 3rd party public uses and sales of allegedly similar systems, allegedly prior to the priority date, and addresses five patents and two or three publications already of record in the present US patent prosecution.

The below-listed attorney of record states that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the

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below-listed attorney of record after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 1.56(c) more than three months prior to the filing of the information disclosure statement.

This Litigation and Information Disclosure Statement is believed to have no impact on the currently-pending Appeal in this matter. Applicant desires that said Appeal continue to a speedy conclusion, as this matter has now been pending for over 6½ years.

The Fees set forth in 37 CFR 1.97(d) are enclosed herewith by credit card authorization.

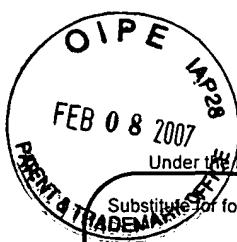
Respectfully submitted,



5 February 2007

Date

Lowell W. Gresham
Attorney for Applicants
Reg. No. 31,165



PTO/SB/08B (09-06)

Approved for use through 03/31/2007. OMB 0651-0031

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~~Substitute for form 1449/PTO~~

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1 of 1 Attorney Docket Number 2270-010

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:
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